

SECTION M
EVALUATION CRITERIA FOR AWARD

SECTION M
EVALUATION CRITERIA FOR AWARD
TABLE OF CONTENTS

Section	Provision	Page
M.1	Background/Introduction	1
M.2	Basis for Contract Award.....	2
M.3	Qualification Factor	2
M.4	Overall Relative Importance of Evaluation Criteria.....	2
M.5	Technical and Management Evaluation Criteria.....	3
M.6	Cost and Fee Evaluation Criteria	5

SECTION M

EVALUATION CRITERIA FOR AWARD

M.1 BACKGROUND/INTRODUCTION

- (a) This acquisition will be conducted pursuant to the policies and procedures in Federal Acquisition Regulation (FAR) Part 15 and Department of Energy Acquisition Regulation (DEAR) Part 915. The Source Evaluation Board (SEB) members will evaluate proposals in accordance with the procedures contained in FAR Part 15, DEAR Part 915, and the Evaluation Criteria hereinafter described.
- (b) The instructions set forth in Section L, *Instructions, Conditions, and Notices to Offerors*, are designed to provide guidance to the Offeror concerning the documentation that will be evaluated by the SEB. The Offeror must furnish adequate and specific information in its response. A proposal will be eliminated from further consideration before the initial ratings if the proposal is so grossly and obviously deficient as to be totally unacceptable on its face. For example, a proposal will be deemed unacceptable if it does not represent a reasonable initial effort to address itself to the essential requirements of the RFP, or if it clearly demonstrates that the Offeror does not understand the requirements of the RFP. In the event that a proposal is rejected, a notice will be sent to the Offeror stating the reason(s) that the proposal will not be considered for further evaluation under this solicitation.
- (c) Any exceptions or deviations to the terms of this Contract will make the Offer unacceptable for award without discussions. If an Offeror proposes exceptions to the terms and conditions of the Contract, DOE may make an award without discussions to another Offeror that did not take exception to the terms and conditions of the Contract.
- (d) DOE may solicit past performance information from available sources, including references and clients identified by the Offeror, and will consider such information in its evaluation. DOE may obtain relevant past performance information from available Federal Government electronic databases or readily available Government records including pertinent DOE prime contracts. DOE will review all information submitted, may contact some or all of the Contract references provided by the Offeror, and may contact references other than those identified by the Offeror.
- (e) A Performance Guarantee Agreement in accordance with the requirements of Provision L.3 of this solicitation will be a condition of award of this Contract.
- (f) Prior to an award, the Source Selection Official shall make a finding whether any possible Organizational Conflict of Interest (OCI) exists with respect to the apparent successful Offeror or whether there is little or no likelihood that such conflict exists. In making this determination, DOE will consider the representation required by Section K, *Representations, Certifications and Other Statements of Offerors*, and Provision L.3(i) of this solicitation. An award may be made if there is no OCI or if any OCI can be appropriately avoided, mitigated, or waived.
- (g) DOE intends to evaluate proposals and award a Contract without discussions with Offerors (except clarifications as described in FAR 15.306(a)). Therefore, the Offeror's initial proposal should contain the Offeror's best terms. DOE reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary.

M.2 BASIS FOR CONTRACT AWARD

DOE intends to award one Contract to the responsible Offeror whose proposal is responsive to the solicitation and determined to be the best value to the Government. Selection of the best value to the Government will be achieved through a process of evaluating the strengths and weaknesses of each Offeror's proposal in accordance with the evaluation criteria stated in the solicitation. In determining the best value to Government, the Technical and Management Evaluation Criteria, when combined, are significantly more important than the Cost and Fee Evaluation Criterion. DOE is more concerned with obtaining a superior technical and management proposal than an award at the lowest evaluated cost. However, DOE will not make an award at a cost premium that it considers disproportionate to the benefits associated with the evaluated superiority of one technical and management proposal over another. Thus, to the extent that Offerors' technical and management proposals are evaluated as close or similar in merit, the cost and fee evaluation is more likely to be a determining factor.

M.3 QUALIFICATION FACTOR

The proposal must clearly demonstrate that the Offeror meets the required Qualification Factor in order to be further evaluated against the Evaluation Criteria in Sections M.5 and M.6. Offerors not meeting this Qualification Factor will not be further evaluated. Complete information must be provided in Volume I – *Offer* (See Section L of this solicitation) confirming that the Offeror meets the Qualification Factor.

Qualification Factor: Demonstrated successful performance by the Offeror in completing a single major chemical processing facility with nuclear, radiological, or similar hazards; with an integrated environmental, safety, quality, and health program; on a project with an overall cost of \$500 Million; within the past 10 years.

If the Offeror is a single entity, the Offeror must demonstrate satisfaction of the Qualification Factor. If the Offeror is a consortium, joint venture or teaming arrangement, the team member with the majority of the responsibility for performance shall demonstrate satisfaction of the Qualification Factor.

M.4 OVERALL RELATIVE IMPORTANCE OF EVALUATION CRITERIA

The Technical and Management Proposal will be evaluated against the Technical and Management Evaluation Criteria shown in Table M.4.1 and will be point scored.

The Cost and Fee Proposal will not be point scored, but will be considered in the overall evaluation of proposals in determining the best value to the Government in accordance with Section M.2 of this solicitation.

Table M.4.1 Technical and Management Evaluation Criteria

No.	Description	Relative Importance Based On Total Points Possible	
A	Technical Approach	450	
A-1	Design		
A-2	Construction and Acceptance Testing		
A-3	Operability and Commissioning Subcontractor		
B	Key Personnel Qualifications	250	
C	Project Management	150	
D	Experience and Past Performance	150	
D-1	Experience		
D-2	Past Performance		
	Total	1,000	

M.5 TECHNICAL AND MANAGEMENT EVALUATION CRITERIA

Areas identified within particular criteria are not assigned weights and will not be individually point scored, but will be considered in the overall score for that particular Criterion.

A TECHNICAL APPROACH

A-1 Design

DOE will evaluate the Offeror's technical and strategic approach to perform transition and design. DOE will consider the Offeror's understanding of the transition and design phase of the WTP Project; depth and quality of the overall approach to complete the transition, process design, and facility design; and likelihood that the proposed approach to perform design activities will result in a design that meets technical, performance, environmental, safety, quality, health, and operational requirements.

A-2 Construction and Acceptance Testing

DOE will evaluate the Offeror's approach to managing construction, procurement and acceptance testing. DOE will consider the Offeror's understanding of the construction phase of the WTP Project; depth and quality of the overall approach to deliver a completed/tested WTP; and likelihood that the proposed approach will result in a WTP that meets technical, performance, environmental, safety, quality, health, and operational requirements.

A-3 Operability and Commissioning Subcontractor

DOE will evaluate the Offeror's approach to integrating operability and commissioning into the WTP Project. DOE will consider the depth and quality of the Offeror's understanding of the commissioning phase of the WTP Project; overall approach to solicit, select, and award an operability and commissioning subcontract; and likelihood that the subcontractor will effectively be integrated into the WTP Project team.

B KEY PERSONNEL QUALIFICATIONS

Each proposed key person will be evaluated for qualifications relevant to his/her assigned key position through resumes, reference checks, and the oral presentation. DOE will assess education; experience; demonstrated performance; suitability to proposed position; leadership and capability to perform the Section C, *Statement of Work* relative to the proposed position; and degree of success in delivering projects of similar complexity to the WTP, within cost, schedule and technical performance objectives, on large, for-profit, diverse operations or projects. The DOE evaluation of the overall project manager of the Offeror's proposed organization will be considered the most important component of the evaluation of key personnel.

C PROJECT MANAGEMENT

DOE will evaluate the Offeror's proposed project management systems and organization. DOE will consider the Offeror's approach to build the WTP Project team; plan, optimize, and measure project performance; implement an effective ISMS; achieve small disadvantaged business targets; operate in an environment of public, stakeholder, and regulator scrutiny; and provide effective support to Federal budget formulation and execution.

D EXPERIENCE AND PAST PERFORMANCE

D-1 Experience

DOE will evaluate the Offeror's design and construction experience on projects similar in type, scope, complexity, duration, and risk to the WTP, including the Offeror's experience in using corporate capability to provide support, oversight, and problem-solving resources.

In the case of a newly formed joint venture, limited liability company, limited liability partnership, or other entity formed for the purpose of competing for this contract, DOE will evaluate the experience of the corporate elements that comprise the newly-formed entity to provide support, oversight, and problem-solving resources.

D-2 Past Performance

DOE will evaluate the Offeror's design and construction past performance on projects similar in type, scope, complexity, duration, and risk to the WTP. DOE will consider the Offeror's ability to deliver non-problematic projects, as well as projects that required corrective actions to make the project a success; and understand why certain unsuccessful projects could not be made successful.

In the case of a newly formed joint venture, limited liability company, limited liability partnership, or other entity formed for the purpose of competing for this contract, DOE will evaluate the past performance of the entities that comprise the newly formed entity.

M.6 COST AND FEE EVALUATION CRITERION

The *Cost and Fee Proposal* will not be point scored, but it will be considered in the overall evaluation of proposals in determining the best value to the Government. A cost realism analysis will be performed on the proposed Target Cost. The purpose of this cost realism analysis is to determine what DOE should realistically expect to pay for the proposed effort, the Offeror's understanding of the work, and the Offeror's ability to perform the Contract. The cost realism analysis will result in a DOE determination of most probable cost. Using the most probable cost and the Offeror's proposed values for Target Fee and Target Cost Range, DOE will then make a determination of evaluated fee that would be earned on the most probable cost under the Table B-1, *Incentive Fee Structure* for Cost Performance Fee. Schedule Performance Fee and Operational Performance Fee will not be considered in the determination of evaluated fee. The evaluated cost used in the best value tradeoff analysis performed under Provision M.2, *Basis for Contract Award*, will be the sum of the most probable cost and the evaluated fee.